



“only for good cause and with the judge’s consent.” Fed. R. Civ. P. 16(b)(4). “Good cause” means that “scheduling deadlines cannot be met despite a party’s diligent efforts.” Dilmar Oil Co. v. Federated Mut. Ins. Co., 986 F.Supp. 959, 980 (D.S.C. 1997) (citations omitted).

Plaintiff’s Motion, which essentially seeks to reopen discovery, will be denied. Plaintiff expressed some interest in conducting discovery while discovery was open but he never filed a Motion to Compel during the discovery period. See (Doc. Nos. 71, 73, 116). Plaintiff waited until the eve of the previously-scheduled trial date to file his current request for depositions.¹ The Court finds that Plaintiff was not diligent during the discovery period, which has been closed for nearly a year, and that good cause does not exist to permit the requested discovery.

IT IS THEREFORE ORDERED that Plaintiff’s “Motion Requesting Permission to Have Depositions Taken ...,” (Doc. No. 160), is **DENIED**.

Signed: October 18, 2019


Frank D. Whitney
Chief United States District Judge 

¹ Trial was set for the term beginning November 4, 2019, (Doc. No. 152), and was continued until the term beginning January 6, 2020, (Doc. No. 159), in part, to locate volunteer counsel to assist Plaintiff at trial. See (Doc. No. 159 at 1-2).